GOVERNMENT OF MYSORE

FOOD, CIVIL SUPPLIES AND LABOUR DEPARTMENT (LABOUR)

Labour Dispute.— Industrial Dispute between the Workmen and the Management of M/s. Sulegai Muniswamy and Sons, Bangalore. Award of the Labour Court, Bangalore—published.

Read the following papers.—

(1) Letter No. 958/67-68, dated 28th November 1967 from Shri P. T. Kadkol, Presiding Officer, Labour Court, Bangalore.

BEFORE THE PRESIDING OFFICER, LABOUR COURT, BANGALORE.

Dated this 28th day of November 1967.

Present :

Sri P. T. Kodkol, B.Sc., LL.B. — *Presiding Officer.*

Ref. No. 64 of 1966.

Workmen represented by the Secretary, Bangalore General Labour Union, Subedar Chatram Road, Bangalore-9.

I Party.

Vs.

The Management of M/s. Sulegai Muniswamy and Sons, 268, Chickpet, Bangalore-2,

II Party.

Reference :

Government Order No. LMA 168 LLD 66, dated 23rd May 1966.

AWARD.

The Government of Mysore being of opinion that an industrial dispute exists between the workmen and the management of M/s. Sulegai Muniswamy and Sons, Bangalore, have referred it to this court for adjudication under Section 10 (1) (c) of the Industrial Disputes Act, 1947, by their Order No. LMA

168 LLD 66 Dated 28rd May 1966, setting out the following points of dispute for adjudication :—

(1) Is the management of Sulegai Muniswamy and Sons, 268, Chickpet Bangalore-2 justified in dismissing the following workmen ?

1. Sri Hombaiah
2. Sri Muniyappa
3. „ Vinoba
4. „ Ramaiah
5. „ Lakshmaiah
6. „ Lakkappa
7. „ Chowdaiah
8. „ Lingachari and
9. Sri Hanumantha.

(2) If not, are the affected workmen entitled to reinstatement with benefits of back wages and continuity of service or to any other reliefs ?"

2. The cause of the aggrieved workmen has been sponsored by the Bangalore General Labour Union, Bangalore, which is a registered trade Union. This Union as representing the workmen is the first party and the management of M/s. Sulegai Muniswamy and Sons, is the second party in this proceeding. The First Party is represented by Sri S. Krishnaiah. Advocate and the Second Party by Sri R. A. Kalburgi, Advocate.

3. In response to the notice issued by the Court the parties have submitted their respective statements and on those pleadings some issues were also framed on 12th October 1966 (*Vide* Order Sheet). The First Party examined four witnesses (W. Ws. 1 to 4) and closed its case. On behalf of the Management Sulegai Muniswamy was Examined in part and the case was posted to 13th November 1967 for further evidence.

4. On 13th November 1967, both parties filed a joint memorandum of settlement stating the dispute had been settled out of court amicably as per the terms contained therein. It is seen from the memorandum of settlement, marked Ex. A. that the second party has agreed to pay and has actually paid Rs. 1,500-/ to the first party in full and final settlement of the dispute under reference. A statement showing the names of workmen and the amounts they are entitled to has also been annexed to this settlement. I am of opinion that this settlement is quite fair and reasonable and I accept it.

5. In the result I proceed to pass an Award as under :—

AWARD

Reference is accepted. An award is made between the parties as per terms contained in Ex. A. which should be annexed to this Award and be deemed as forming part of it. Parties do bear their own costs.

Sd/- P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.

"COPY"

P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.

BEFORE THE HON'BLE LABOUR COURT AT BANGALORE.

Reference No. 64 of 1966.

Workmen of Sulegai Muniswami & Sons, Factory, represented by Bangalore General Labour Union. ... *I Party*

The Management of Sulegai Muniswami & Sons, Factory, Bangalore-2. ... *II Party*

Memo of Settlement.

Both the parties in the above reference have settled the matter in the following terms.

1. The 2nd party management shall pay Rs. 1,500 towards the retrenchment compensation and payment of wages in lieu of notice, which shall be disbursed among the workers as per the list annexed to this settlement in satisfaction of the claims of the Ist party in this Reference No. 64 of 1966. Further the Management shall pay the Cheque amount and one hundred rupees more to Sri Hanumantha, who had not received his retrenchment compensation, whereas some others had received.

2. In view of the above consideration, the first party hereby agrees not to press this Reference.

3. The first party hereby reports the receipt of the abovementioned amount of Rs. 1,500 (Rupees One Thousand Five Hundred only) in cash and also the cheque amount of Sri. Hanumantha *plus* Rupees one hundred more. In respect of Lakkappa, Lingachari and Lakshmiah, as they are already in service, reference is not pressed in respect of them.

4. Both the parties pray that this Hon'ble court may be pleased to pass an Award on the above terms.

Bangalore.
13th November 1967

For the first party.
(Sd.) S. Krishanaiah,
Advocate.

For the Second Party Management

(Sd.) Sulegai Muniswami.

(Sd.) Allampalli Venkataram,
General Secretary, B'lore
General Labour Union, Bangalore.

(Sd.) R. A. Kalburgi
Advocate for the
2nd party.

(Sd.) Vinoba (Sd.) Krishna Divate,
LTM. of Hanumantha,
LTM. of Chowdiah.

Pages—2
Filed, Recorded and marked Ex. A
Intd. P. T. K.
13-11-67.

"COPY"

P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.

IN THE HON'BLE LABOUR COURT AT BANGALORE.

Ref. No. 64/66.

Workmen of Sulegai Muniswami and Sons ... *First Party*
Management of Sulegai Muniswami and Sons ... *Second Party.*

List showing the names of the workmen and the Amount.

1.	Sri Hanumantha	...	Rs. 500 (*plus* Cheque and Rs 100 more)
2.	Sri Vinoba	...	Rs. 400 (Rs. Four Hundred)
3.	Sri Chowdaiah	...	Rs. 200 (Rs. Two Hundred only)
4.	Sri Muniyappa	...	Rs. 200
5.	Sri Ramaiah	...	Rs. 100
6.	Sri Hombaiah	...	Rs. 100

(Sd.) R. A. Kalburgi

(Sd.) Sulegai Muniswami

(Sd.) Allampalli Venkataram

(Sd.) Vinoba, Krishna Divate,
LTM of Hanumantha,
LTM of Chowdaiah.

Filed Page 2.
Intd. P. T. K.
13/11.

" Copy

(Sd.) P. T. KADKOL,
Presiding Officer,
Labour Court, Bangalore.

ORDER

Bangalore, dated 7th December 1967.

S. O. 2383.—WHEREAS by State Government Order No. FCL 168 LLD 66, dated 23rd May 1966, the Industrial Dispute between the Workmen and the Management of M/s. Sulegai Muniswamy and Sons, Bangalore, was referred to the Labour Court, Bangalore for adjudication ;

AND WHEREAS the Labour Court, has submitted to the State Government its award in respect of the said Industrial Dispute ;

NOW, THEREFORE, in exercise of the powers conferred by Section 17 of the Industrial Disputes Act, 1947 (Central Act XIV of 1947), the Government of Mysore are pleased to direct the publication of the said award as above, in the *Mysore Gazette*.

[No. FCL 168 LLD 66.]

By Order and in the name of the Governor of Mysore,

1627 G. G. PUROHIT, *Under Secy.*